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AT SEATTLE  
CLERK U.S. DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
DEPUTY

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

RICHARD H. MUTCH,

Petitioner,

v.

RICHARD MORGAN,

Respondent.

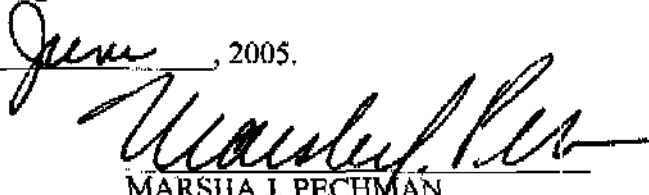
CASE NO. C99-1476P

ORDER DENYING § 2254 PETITION

The Court, having reviewed petitioner's petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254, respondent's answer, the Report and Recommendation of the Honorable Monica J. Benton, United States Magistrate Judge, any objections thereto, and the balance of the record, does hereby find and ORDER:

- (1) The Court adopts the Report and Recommendation.
- (2) Petitioner's response (Dkt. #108) is STRICKEN.
- (3) Petitioner's petition for a writ of habeas corpus (Dkt. #3) is DENIED with prejudice.
- (3) The Clerk is directed to send a copy of this Order to petitioner, to counsel for respondent, and to Judge Benton.

DATED this 1 day of June, 2005.

  
MARSHA J. PECHMAN  
United States District Judge

ORDER DENYING § 2254 PETITION

99-CV-01476-ORD